

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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UNITED STATES OF AMERICA )  
                            )  
                            )  
          v.               )     CRIMINAL ACTION  
                            )     NO. 05-40035-FDS  
RICHARD BOTCHWAY,        )  
         Defendant,        )  
                            )

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ORDER OF EXCLUDABLE TIME

September 28, 2005

SWARTWOOD, C.M.J.

It is ordered pursuant to the provisions of 18 U.S.C. § 3161 (b) (1) (F), as interpreted by the United States Court of Appeals for this Circuit (United States v. Jodoin, 672 F.2d 232, 237 (1st Cir. 1982)), that the period from August 30, 2005 (date of expiration of prior order of excludable time) through October 17, 2005 (date of a status conference at which discovery issues will have been briefed and will be discussed) shall be excluded from the Speedy Trial Act.

/s/Charles B. Swartwood, III  
CHARLES B. SWARTWOOD, III  
CHIEF MAGISTRATE JUDGE